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| TO:                            | FROM:                               |
| Mail Stop Issue Fee            | Jason D. Kelly                      |
| COMPANY:                       | DATE:                               |
| U.S. Patent & Trademark Office | FEBRUARY 29, 2008                   |
| FAX NUMBER:                    | TOTAL NO. OF PAGES INCLUDING COVER: |
| 571-273-2885                   | 3                                   |
| PHONE NUMBER:                  | SENDER'S REFERENCE NUMBER:          |
|                                | 1023-363US01                        |
| RE:                            | YOUR REFERENCE NUMBER:              |
| Issue Fee Transmittal          | 10/825,953                          |

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## PART B - FEE(S) TRANSMITTAL

FEB 29 2008

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
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**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

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28863 7590 11/29/2007

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Shirley A. BeHoch (Depositor's name)  
Shirley A. BeHoch (Signature)  
February 29, 2008 (Date)

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
|-----------------|-------------|----------------------|---------------------|------------------|

10/825,953

04/15/2004

Kenneth T. Heruth

1023-363US01

8229

TITLE OF INVENTION: CONTROLLING THERAPY BASED ON SLEEP QUALITY

03/04/2008 EHAILE2 00000055 501778 10825953

01 FC:1501

1440.00 DA

02 FC:1504

300.00 DA

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE |
|-------------|--------------|---------------|---------------------|----------------------|------------------|----------|
|-------------|--------------|---------------|---------------------|----------------------|------------------|----------|

Nonprovisional

NO

\$1440

\$300

\$0

\$1740

02/29/2008

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|----------|----------|----------------|
|----------|----------|----------------|

GEDEON, BRIAN T

3766

607-048000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" Indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Shumaker & Sieffert, P.A.

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## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Medtronic, Inc.

Minneapolis, Minnesota

Check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

The following fee(s) are submitted:

☒ Issue Fee

☐ Publication Fee (No small entity discount permitted)

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5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

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Date: February 29, 2008

Typed or printed name

Registration No. 54,213

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